

**Enrolled Minutes of the Sixty-Fifth Regular or Special Meeting  
For the Twenty-Eighth Highland Town Council  
Regular Meeting  
Monday, July 09, 2018**

*Study Session.* The Twenty-Eighth Town Council of the Town of Highland, Lake County, Indiana met in a study session preceding the regular meeting on Monday, July 09, 2018 at 6:40 O'clock P.M. in the regular place, the meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

**Silent Roll Call:** Councilors Bernie Zemen, Mark Herak, Dan Vassar, and Konnie Kuiper were present. Councilor Steve Wagner was absent owing to work. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

**General Substance of Matters Discussed.**

1. The Town Council reviewed and discussed the agenda of the imminent regular meeting.

The study session ended at 6:55 O'clock p.m.

*Regular meeting.* The Twenty Eighth Town Council of the Town of Highland, Lake County, Indiana met in its regular session on Monday, July 09, 2018 at 7:00 O'clock P.M. in the regular place, the plenary meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

The Town Council President, Mark A. Herak presided. The Town Clerk-Treasurer, Michael W. Griffin, was present to memorialize the proceedings. The meeting was opened with the Town Council President reciting the Pledge of Allegiance to the Flag of the United States of America and offering a prayer.

**Roll Call:** Present on roll call were Councilors Bernie Zemen, Mark Herak, Dan Vassar, and Konnie Kuiper. Councilor Steve Wagner was absent owing to a work commitment. The Clerk-Treasurer, Michael W. Griffin was present to memorialize the proceedings. A quorum was attained.

**Additional Officials Present:** Rhett L. Tauber, Esq., Town Attorney; Mark Knesek, Operations Director; Peter Hohnicki, Metropolitan Police Chief; William R. Timmer, Jr., CFOD, Fire Chief; Kathy DeGuilio-Fox, Redevelopment Director; Alex M. Brown, CPRP, Parks and Recreation Superintendent; Denise Beck, Encumbering Officer; and Kenneth J. Mika, Building Commissioner, were present.

*Also present:* Larry Kondrat, Board of Waterworks Directors; and Ed Dabrowski, IT Director (Contract) were also present.

**Minutes of the Previous Meetings:** The minutes of the regular meeting of 25 June were approved by general consent.

*Point of Personal Privilege.* With the Leave from the Town Council, the Town Council President read out loud a prepared message regarding recent events occurring during the recent Independence Day Parade. Upon the request of the Town Council President, there was general consent to incorporate the full text of the remarks into the minutes and placed into the record of the Town Council.

*I want to begin the meeting this evening with a brief statement about events that occurred at the conclusion of the Twilight Parade.*

*Much has been made of an animated conversation that occurred between myself and three firefighters from neighboring communities over the use of sirens during the parade.. They used them after being notified we were going with a siren-less parade this year.*

*It was after much discussion earlier this year that the Highland Town Council made a decision to eliminate sirens out of deference to those with PTSD, children with autism, adults with dementia and others for whom the noise had just gotten to be too much. Our decision was based on our desire to make the Twilight parade inclusive for all residents .*

*Fast forward to July 3. If you heard I shouted profanities — that would be incorrect. If, on the other hand, you heard I got a little hot under the collar — that is absolutely true.*

*I let my emotions get the best of me and for that I apologize. I have reached out with an apology to two of the three fire chiefs who insisted it was their firefighters who erred when they used sirens in violation of the new rule. I am still attempting to contact the third chief.*

*In trying to keep my word to those we had promised loud noises would be eliminated, I over-reacted and I am sorry.*

*Mark Herak Statement  
Monday, July 9, 2018.*

#### **Special Orders:**

1. **Consideration of Proposed Additional Appropriations:** (controlled funds): Proposed Additional Appropriations in Excess of the 2018 Budget for the Redevelopment General Fund in the amount of \$7,500.
  - (a) *Attorney verification of Proofs of Publication:* The TIMES 27 June 2018. The Town Attorney stated that the proof of publication complied with IC 5-3-1.
  - (b) **Public Hearing.** The Town Council President called the public hearing to order.
    1. Larry Kondrat, 8115-4<sup>th</sup> Place, Highland, inquired regarding the location of the tree trimming project. It was noted that it was part of the streetscape in the downtown economic development area.

There were no further comments or inquiries. The hearing was closed.

- (c) Action on **Appropriation Enactment No. 2018-27:** An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the **Redevelopment General Fund**, all pursuant to I.C. 6-1.1-18, and I.C. 36-5-3-5.

Councilor Vassar introduced and moved the consideration of Enactment No. 2018-27 at the same meeting or evening of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a unanimous vote being necessary, there were four affirmatives and no negatives. The motion passed. The enactment could be considered at the same meeting of its introduction.

Councilor Vassar moved the passage and adoption of Enactment No. 2018-27 at the same meeting or evening of its introduction. Councilor Kuiper seconded. Upon a roll

call vote, a two-thirds vote being necessary, there were four affirmatives and no negatives. The motion passed. The enactment was passed and adopted at the same meeting of its introduction.

Town of Highland  
APPROPRIATION ENACTMENT  
Enactment No. 2018-27

**An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Redevelopment General Fund, all pursuant to I.C. 6-1.1-18, I.C. 36-5-3-5, et seq.**

WHEREAS, Following a public hearing advertised pursuant to I.C. 5-3-1, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget for the **Redevelopment General Fund**;

WHEREAS, It has been determined that such additional appropriations as may be approved by this enactment, will not increase the levy set under I.C. 6-1.1-17, all pursuant to I.C. 36-5-3-5;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

**Section 1.** That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the **Redevelopment General Fund** and for the purposes herein specified, subject to the laws governing the same:

REDEVELOPMENT GENERAL FUND

Increase		
Acct. 094-0000-39007 Tree Services		\$ 7,500.00
	Total for Series:	\$ 7,500.00
	Total for Fund:	\$ 7,500.00

**Section 2.** That the Clerk-Treasurer is hereby authorized and instructed to inform the Indiana Department of Local Government Finance of this action and that these moneys be made available for expenditure **subject to an order** of the Commissioner, pursuant to IC 6-1.1-18.

**Section 3.** That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 9th Day of July 2018. Consideration on the same day or at same meeting of introduction sustained a vote of 4 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this 9th Day of July 2018, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA

/s/Mark A. Herak, President (IC 36-5-2-10)

ATTEST:

/s/Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

- 2. Advisory Board of Zoning Appeals Docket:** Petition for a Use Variance for property located **9910 Express Drive, Highland**, to allow the petitioner to operate as a Gymnastics Studio. HMC Section 18.85.030 does not provide for gymnastics studio as a permitted use. The property is currently zoned as I-1 Light Industrial District. Petitioner: **Lisa Whipps, 2151 Hayes Leonard Road, Valparaiso, Indiana 46385** appeared in person and by her Attorney, James L. Wieser at the Board meeting. The Advisory Board of Zoning Appeals by a vote of five (5) in favor and zero (0) opposed acted to **favorably recommend the request for the use variance** for the property. The ABZA acted at its meeting of 27 June 2018. The findings of fact were memorialized and enrolled. The board is expected to approve the facts in written form at its meeting of 25 July 2018. (*90 days ends 25 September 2018*).

*Pursuant to IC 36-7-4-918.6, the Town Council may either accept the favorable recommendation and GRANT the requested use variance or it may reject (over rule) the favorable recommendation and DENY the use variance. If not acted upon by the Town Council within the 90 days described above, the action of the Advisory Board of Zoning Appeals stands.*

**Opportunity for Comment:**

It was noted that the petitioner was not present nor was the petitioner’s attorney. The Town Council President asked if anyone wished to offer any comments regarding the petition for the use variance. There were no responses.

*Action on the Recommendation:* Councilor Zemen moved to accept the favorable recommendation of the Advisory Board of Zoning Appeals and to grant the use variance. Councilor Kuiper seconded. Upon a roll call vote, there four affirmatives and no negatives. The motion passed. The use variance was granted and approved.

**Staff Reports:** The following staff reports were received and filed.

• **Building & Inspection Report for June 2018**

Permit Type	Number	Residential	Commercial	Est. Cost	Fees
Commercial Buildings:	2	0	2	\$3,636,988.00	\$46,348.00
Commercial Additions or Remodeling:	5	0	5	\$472,558.00	\$6,678.50
Signs:	2	0	2	\$10,773.00	\$479.50
Single Family:	1	1	0	\$190,000.00	\$2,635.50
Duplex/Condo:	1	1	0	\$240,000.00	\$3,260.50
Residential Additions:	0	0	0	\$0.00	\$0.00
Residential Remodeling:	96	96	0	\$835,901.00	\$12,923.00
Garages:	0	0	0	\$0.00	\$0.00
Sheds:	1	1	0	\$1,233.00	\$94.50
Decks & Porches:	6	6	0	\$48,037.00	\$1,478.00
Fences:	25	25	0	\$74,151.00	\$2,812.50
Swimming Pools:	6	6	0	\$0.00	\$492.00
DrainTile/ Waterproofing:	3	3	0	\$37,978.00	\$708.50
Miscellaneous	3	3	0	\$350.00	\$319.50
<b>TOTAL:</b>	<b>151</b>	<b>142</b>	<b>9</b>	<b>\$5,547,969.00</b>	<b>\$78,230.00</b>
<b>Electrical Permits</b>	23	18	5		\$5,430.00
<b>Mechanical Permits</b>	22	16	6		\$2,063.00
<b>Plumbing Permits</b>	11	8	3		\$1,909.75
<b>Water Meters</b>	5	3	2		\$1,990.00
<b>Water Taps</b>	1	1	0		\$200.00
<b>Sewer/Storm Taps</b>	1	1	0		\$300.00
<b>TOTAL Plumbing:</b>	18	13	5		\$4,399.75

\*Remodel of Press box at Highland High School. Fee \$109.0 Value: \$204,092.00

**June Code Enforcement:**

Investigations: 69  
Citations: 22  
Warnings: 69

**June Inspections & Exams:**

Building: 33      Electrical: 23      Plumbing: 10      HVAC: 13  
Electrical Exam: 01

• **Fire Department Report for June**

<u>Type of Call</u>	<u>Month</u>	<u>1<sup>st</sup> half of year</u>
General Alarms	12	85
Paid Still Alarms	38	157*
Still Alarms	05	23
<b>Total Alarms:</b>	<b>55</b>	<b>265</b>

\* For paid still alarms, responses or participation by the fire fighters, a stipend in lieu of direct compensation, shall be paid to the Highland Volunteer Fire Fighter Association in the amount of \$50 each. (Pursuant to Wage and Salary Ordinance, Section 12(G).)

• **Workplace Safety Report for June**

There were two workplace incidents to report in June. The following report was filed.

Department	Injuries this Month	Year to Date 2018	Total in 2017	Restricted Days 2018	Lost Workdays This Year (2018)	Restricted Days Last Year (2017)	Lost Workdays Last Year (2017)
Parks	1	2	0	0	0	0	0
Fire	0	0	0	0	0	0	0
Police	1	3	6	0	0	0	365
Street	0	0	0	0	0	0	0
Water & Sewer	0	2	2	0	0	0	0
Maint.	0	1	2	0	0	0	0
Other	0	0	0	0	0	0	0
<b>TOTALS</b>	<b>2</b>	<b>8</b>	<b>10</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>365</b>

Effective January 1, 2002, OSHA changed the record keeping guidelines. The municipality now counts the number of days lost from the day after the injury until the employee returns to work. Weekend, holidays, vacation days or other days scheduled off are included in the lost days count to a maximum of 180 days.

**Appointments:**

• **Statutory Boards and Commissions**

*Executive Appointments* (May be made in meeting or at another time by Town Council President)

Home Rule Commissions

1. **Tree Advisory Board.** (5) (will be up to 7) Appointments to be nominated by the Town Council but appointed by the Town Council President. *The Town Council President also names the Chair from the membership. Initial appointments are (3) with terms expiring on 1<sup>st</sup> Monday in January 2019, (2) with terms expiring on the 1<sup>st</sup> Monday of January 2020, and (2) with a term expiring on the 1<sup>st</sup> Monday in January 2021. Thereafter terms are for three (3) years.*

**(A) Proposed Ordinance No. 1678.1669-A:** An Ordinance Amending Chapter 8.25 Of The Highland Municipal Code, Particularly Amending The Composition Of A Tree Advisory Board.

Councilor Vassar introduced and moved the consideration of Ordinance No. 1678.1669-A at the same meeting or evening of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a unanimous vote being necessary, there were four affirmatives and no negatives. The motion passed. The ordinance could be considered at the same meeting of its introduction.

Councilor Vassar moved the passage and adoption of Ordinance No. 1678.1669-A at the same meeting or evening of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a two-thirds vote being necessary, there were four affirmatives and no negatives. The motion passed. The ordinance was passed and adopted at the same meeting of its introduction.

**ORDINANCE No. 1678.1669-A  
of the  
TOWN OF HIGHLAND, INDIANA**

**AN ORDINANCE AMENDING CHAPTER 8.25 OF THE HIGHLAND MUNICIPAL CODE, PARTICULARLY AMENDING THE COMPOSITION OF A TREE ADVISORY BOARD**

**WHEREAS**, IC 36-1-3-2 and IC 36-1-3-6(b)(1) confer upon all local units the powers that they need for the effective operation of government as to local affairs and prescribe the manner and form of enactment for any such exercise of power;

**WHEREAS**, Title 36, Article 1, Chapter 5 of the Indiana Code provides that the legislative body of a unit shall codify, revise, rearrange, or compile the ordinances of the unit into a complete, simplified code excluding formal parts of the ordinances;

**WHEREAS**, The legislative body of this unit, the Town of Highland, is the Town Council, pursuant to IC 36-1-2-9(5) and IC 36-5-2-2;

**WHEREAS**, The present general and permanent ordinances of the Town of Highland, formally codified in 2012, are in need of technical and substantive modifications not confined to any particular Title, Article or Chapter but nevertheless desirable to further improve and perfect the Code; and

**WHEREAS**, A Tree Advisory Board was established by Ordinance No. 1669, comprised of five persons; and

**WHEREAS**, The Town Council, is persuaded that it is necessary and desirable to adopt the technical and substantive modifications set forth in this ordinance in order to further improve and perfect the Highland Municipal Code,

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY** the by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

**Section 1.** That subdivision (B) of Section 8.25.030 of the Highland Municipal Code is hereby amended by its complete repeal and its replacement by a successor division, which shall be styled as subdivision (B) of Section 8.25.030 and shall read as follows:

**8.25.030 Composition.**

(B) The Tree Advisory Board shall be composed of ~~a five (5)~~ **up to seven (7)** members, appointed by the Town Council President and who shall be nominated by the Town Council. The members shall serve without pay and shall reside within the Town of Highland.

**Section 2.** That subdivision (B) of Section 8.25.040 of the Highland Municipal Code is hereby amended by its complete repeal and its replacement by a successor subdivision, which shall be styled as subdivision (B) of Section 8.25.040 and shall read as follows:

**8.25.040 Term.**

(B) However, in the year this amendment is adopted, ~~two three~~ members of the initial board shall serve a term expiring on First Monday in January 2019; two members of the initial board shall serve a term expiring on first Monday in January 2020. ~~One Two~~ members of the initial board shall serve a term expiring on the first Monday in January 2021.

**Section 3.** That subdivision (B) of Section 8.25.050 of the Highland Municipal Code is hereby amended by its complete repeal and its replacement by a successor subdivision, which shall be styled as subdivision (B) of Section 8.25.050 and shall read as follows:

**8.25.050 Open meetings and Quorum.**

(B) The parliamentary authority for the commission is the most recent edition of Robert's Rules of Order, newly revised. The commission may take no action on any matter unless a quorum of the Board is present. A quorum shall be ~~three (3)~~ **four (4)** members of the board. A majority vote shall be ~~three~~ **four (4)** or more persons.

**Section 4.** That this ordinance shall be effective from and after its passage and adoption, as evidenced by the signature of the Town Council President and attested thereto by the Clerk-Treasurer, all pursuant to IC 36-5-2-10 and IC 36-5-2-10.2.

Introduced and Filed on the 9<sup>th</sup> day of July 2018. Consideration on the same day or at same meeting of introduction sustained a vote of 4 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

**DULY ORDAINED AND ADOPTED** this 9<sup>th</sup> day of July 2018, by the Town Council of the Town of Highland, Lake County, Indiana, having passed by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA**

/s/Mark A. Herak, President (IC 36-5-2-10)

**ATTEST:**

/s/Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

**(B) Action by the Town Council to nominate candidates for the consideration of the Town Council President.**

Councilor Vassar moved that the Town Council nominate the following persons to be considered by the Town Council for appointment to the Tree Advisory Board. Councilor Zemen seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion was passed. The following persons were nominated:

Richard Underkofler, James Colias, Terry Krooswyk, Constance Sherbondy, Ron Jackowski and William Vargo all of Highland.

**(C) Action by the Town Council President to appoint from the nominees presented by the Town Council.**

The Town Council President announced and made the following appointments from the persons nominated pursuant to HMC Section 8.25.040:

Richard Underkofler  
9205 Idlewild Drive  
Term Ends: **1<sup>st</sup> Mon in Jan 2019**

James W. Colias  
2215 Ridgewood  
Term Ends: **1<sup>st</sup> Mon in Jan 2020**

Constance Sherbondy  
3517 Franklin Street  
Term Ends: **1<sup>st</sup> Mon in Jan 2019**

Ron Jackowski  
3105 Strong Street  
Term Ends: **1<sup>st</sup> Mon in Jan 2020**

Terry Krooswyk  
9035 Orchard Drive  
Term Ends: **1<sup>st</sup> Mon in Jan 2019**

William (Bill) Vargo, Chairperson  
3423 Jewett Avenue  
Term Ends: **1<sup>st</sup> Mon in Jan 2021**

**Unfinished Business and General Orders:**

- 1. Proposed Ordinance No. 1679:** An Ordinance to Amend Chapters 10.30 and 10.35 of the Highland Municipal Code Relating to Motor Vehicles and Traffic, Providing for the Enforcement Thereof, Repealing All Ordinances in Conflict Therewith, and Declaring an Emergency.

Councilor Zemen introduced and moved the consideration of Ordinance No. 1679 at the same meeting or evening of its introduction. Councilor Vassar seconded. Upon a roll call vote, a unanimous vote being necessary, there were four affirmatives and no negatives. The motion passed. The ordinance could be considered at the same meeting of its introduction.

Councilor Zemen moved the passage and adoption of Ordinance No. 1679 at the same meeting or evening of its introduction. Councilor Vassar seconded. Upon a roll call vote, a two-thirds vote being necessary, there were four affirmatives and no negatives. The motion passed. The ordinance was passed and adopted at the same meeting of its introduction.

**ORDINANCE No. 1679  
of the  
TOWN of HIGHLAND, INDIANA**

**AN ORDINANCE to AMEND CHAPTERS 10.30 AND 10.35 of the HIGHLAND MUNICIPAL CODE RELATING to MOTOR VEHICLES and TRAFFIC, PROVIDING for the ENFORCEMENT THEREOF, REPEALING ALL ORDINANCES in CONFLICT THEREWITH, and DECLARING an EMERGENCY**

**WHEREAS**, The Traffic Safety Commission has conducted a study and investigation as to the amendments to Chapter 10.30, and Chapter 10.35 of the Highland Municipal Code within the Town of Highland;

**WHEREAS**, The Traffic Safety Commission at recent meetings did recommend certain amendments to the Highland Municipal Code particularly regarding additions to the Traffic Schedules, and the Parking Schedules;

**WHEREAS**, I.C. 9-21-1 *et sequitur* authorizes the Town of Highland, through its Town Council as a local authority to adopt local regulations regarding traffic; and

**WHEREAS**, I.C. the Town Council is interested in amending the appropriate Traffic and Parking Schedules to protect the public health, safety and welfare with regard to traffic and parking control; and

**WHEREAS**, It would be and is in the best interest of the Town of Highland, and in the best interest of the public health and safety to amend the following section of the Highland Municipal Code,

**NOW, THEREFORE, BE IT HEREBY ORDAINED BY** the Town Council of the Town of Highland, Lake County, Indiana, as follows:

**Section 1.** That Section 10.30.010, Schedule I "*Traffic Control Signals at intersections*" of the Highland Municipal Code be amended by **adding to the existing schedule the following:**

Intersection	Ord. No.	Date Passed
45 <sup>th</sup> Street at Highland and Griffith Bicycle and Pedestrian Trails	1670	

**Section 2.** That Section 10.30.110, Schedule IX "*No Left Turn*" of the Highland Municipal Code be amended by **adding to the existing schedule the following:**

Street	Location	Ord. No.	Date Passed
Indianapolis Boulevard, at 9425 Indianapolis	Signage posted at the <i>exit</i> from the car wash at the site.	1670	
Martha Street at 9010 Indianapolis Boulevard	Signage posted at the <i>east entrance/exit onto</i> Martha Street from the restaurant.	1670	

**Section 3.** That Section 10.35.020, Schedule II "*Parking for Persons with Disabilities*" of the Highland Municipal Code be amended by **adding to the existing schedule the following:**

Street or Place	Location	Ord. No.	Date Passed
Saric Drive	9524 Saric Drive	1670	

**Section 4.** That Section 10.35.40, Schedule III "*Parking Prohibited at all Times*" of the Highland Municipal Code be amended by **adding to the existing schedule the following:**

Street	Location	Ord. No.	Date Passed
99 <sup>th</sup> Street	2900 block near Warren Elementary School -receiving driveway on the north side of campus – with signage to be posted 20 feet on each side of the drive apron	1670	

**Section 5.** That Section 10.30.080, Schedule VII "*15 minute parking*" of the Highland Municipal Code be amended by **adding the following:**

Street	Location	Ord. No.	Date Passed
2945 Jewett Avenue	The first parking space facing Ridge Road across from the business, closet to Fifth Street, signage posted.	1670	

**Section 6.** That the proper officer be hereby directed to erect appropriate signs, properly citing the traffic or parking regulation herein, to support the enforcement of the provisions herein and to further remove those signs where appropriate as well;

**Section 7.** That all provisions of ordinances in conflict with the provisions hereof are hereby repealed.

**Section 8.** That this ordinance shall become and be in full force and effect from and after its adoption, passage and **two (2) weeks** following its publication in the manner prescribed by law and until its subsequent amendment or repeal by proper ordinance, all pursuant to IC 36-5-2-10(c).

Introduced and Filed on the 9<sup>th</sup> Day of July 2018. Consideration on same day or at same meeting of introduction sustained a vote of 4 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

**DULY ORDAINED AND ADOPTED** this 9<sup>th</sup> Day of July 2018, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA**

/s/Mark A. Herak, President (IC 36-5-2-10)

**ATTEST:**

/s/ Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

*(Scrivener's note: Owing to a formatting omission, this ordinance will be repealed and a successor ordinance, Ordinance No. 1682, was adopted at a special meeting of the Town Council of Monday, July 16, 2018.)*

- 2. Proposed Ordinance No. 1680.1641-E:** An Ordinance To Amend Ordinance No. 1641 Fixing The Wage And Salary Rates Of The Elected Officers, The Non-Elected Officers, And The Employees Of The Town Of Highland, Indiana Particularly Amending Staffing And Pay Associated With Positions In The Public Works Department (Agency).

Councilor Vassar introduced and moved the consideration of Ordinance No. 1680.1641-E at the same meeting or evening of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a unanimous vote being necessary, there were four affirmatives and no negatives. The motion passed. The ordinance could be considered at the same meeting of its introduction.

Councilor Vassar moved the passage and adoption of Ordinance No. 1680.1641-E at the same meeting or evening of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a two-thirds vote being necessary, there were four affirmatives and no negatives. The motion passed. The ordinance was passed and adopted at the same meeting of its introduction.

**ORDINANCE No. 1680.1641-E  
of the  
TOWN of HIGHLAND, INDIANA**

**AN ORDINANCE to AMEND ORDINANCE No. 1641 FIXING THE WAGE and SALARY RATES of the ELECTED OFFICERS, the NON-ELECTED OFFICERS, and the EMPLOYEES of the TOWN of HIGHLAND, INDIANA PARTICULARLY AMENDING STAFFING and PAY ASSOCIATED WITH POSITIONS in the PUBLIC WORKS DEPARTMENT (AGENCY).**

**WHEREAS**, Title 36, Article 1 Chapter 4 of the Indiana Code confers certain general corporate powers on the several units of government in Indiana;

**WHEREAS**, Section fifteen of that chapter specifically provides that a unit of government may fix the level of compensation of its officers and employees; and

**WHEREAS,** I.C. 36-5-3-2 further provides in pertinent part that the town legislative body shall provide reasonable compensation for the other town officers and employees;

**WHEREAS,** I.C. 36-5-3-2(b), still further provides that the Town Legislative body shall, by ordinance fix the compensation of its own members and the Town Clerk-Treasurer;

**WHEREAS,** I.C. 36-5-3-2(c) still further provides that the compensation of an elected town officer may not be changed in the year for which it is fixed, nor may it be reduced below the amount fixed for the previous year;

**WHEREAS,** The Town Council of the Town of Highland, as the town legislative body, now desires to amend the ordinance that was adopted to fix the compensation of its elected officers, appointed officers and employees of the Town for the year 2017 and thereafter as amended;

**WHEREAS,** The Town Council of the Town of Highland, as the town legislative body, now desires to fix the compensation of its elected officers, appointed officers and employees of the Town for the year ensuing and thereafter; and,

**WHEREAS,** The Town Council of the Town of Highland, as the town legislative body, now desires to particularly modify fix the compensation of its police department for its special details and overtime for the year ensuing and thereafter,

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Town Council of the Town of Highland, Lake County, Indiana, that the Wages, Salaries, and special detail levels of the Officers and Employees of the Town of Highland, are hereby established and fixed, pursuant to the provisions indicated herein and as follows:

**Section 1.** That Section 9 subdivisions (B)(1) and (2) of Ordinance No. 1641 be amended by repealing them in their entirety and replacing with a successor subdivisions, to be styled as Section 9 subdivision (B)(1) and (2) which shall read as follows:

**Section 9. Public Works Department (Agency).** That subject to the provisions of this ordinance, the salary and wages for the non-elected officers and employees of the Town of Highland are hereby fixed for its **Public Works Department** as follows:

**(B) Associate Staff and Employees**

		<b>Starting Rate</b>	<b>Incumbent Rate</b>
(1) Public Works Secretary	( 2 ) <sup>xx</sup>	\$18.12	\$21.36
(2) Dispatch Clerk	( 1 )	\$16.38	\$16.38

<sup>xx</sup> If a worker is assigned the **Dispatch Clerk** position, the authorization for this position is reduced to one (1).

**Section 2.** That the provisions in Section 2 of Ordinance No. 1641 as amended remain in full force and effect, particularly as defining incumbent rate as applying to a worker who occupies the position for more than a year;

**Section 3.** That all portions of ordinances in conflict with this ordinance are hereby repealed and are of no further force nor effect;

**Section 4.** (A) That an emergency exists for the immediate taking effect of this Ordinance, which, subject to the provisions of this ordinance, shall become effective and shall remain in full force and effect from **July 1, 2018** after its passage and adoption, pursuant to any effective dates herein described and until its repeal or amendment by subsequent enactment;

(B) That any actions contemplated and made lawful by this ordinance undertaken prior to its passage and adoption that would be lawful under its provisions, are hereby ratified and approved, pursuant to IC 36-1-4-16;

(C) That the Clerk-Treasurer shall have authority to implement the provisions of this ordinance pursuant to the authority expressly set forth in IC 36-5-6-6 (a) (3) & (4).

Introduced and Filed on the 9<sup>th</sup> day of July 2018. Consideration on same day or at same meeting of introduction sustained a vote of 4 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

**DULY ORDAINED and ADOPTED** this 9<sup>th</sup> Day of July 2018, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed/defeated by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA**

/s/Mark A. Herak, President (IC 36-5-2-10)

Attest:

/s/ Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5; IC 36-5-2-10.2)

**3. Proposed Ordinance No. 1681: An Ordinance To Make Several Technical Amendments To The Current Code Of Ordinances For The Town Of Highland, Particularly Amending Faithful Performance Bond Coverages and Amounts, All Pursuant To IC 36-1-5 et Seq.**

Councilor Zemen introduced and moved the consideration of Ordinance No. 1681 at the same meeting or evening of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a unanimous vote being necessary, there were four affirmatives and no negatives. The motion passed. The ordinance could be considered at the same meeting of its introduction.

Councilor Zemen moved the passage and adoption of Ordinance No. 1681 at the same meeting or evening of its introduction. Councilor Vassar seconded. Upon a roll call vote, a two-thirds vote being necessary, there were four affirmatives and no negatives. The motion passed. The ordinance was passed and adopted at the same meeting of its introduction.

ORDINANCE No. 1681  
of the  
TOWN of HIGHLAND, INDIANA

AN ORDINANCE To MAKE SEVERAL TECHNICAL AMENDMENTS To The Current CODE Of ORDINANCES For The TOWN Of HIGHLAND, PARTICULARLY AMENDING FAITHFUL PERFORMANCE BOND COVERAGES AND AMOUNTS, ALL PURSUANT TO IC 36-1-5 ET SEQ.

WHEREAS, Title 36, Article 1, Chapter 5 of the Indiana Code provides that the legislative body of a unit shall codify, revise, rearrange, or compile the ordinances of the unit into a complete, simplified code excluding formal parts of the ordinances;

WHEREAS, The legislative body of this unit, the Town of Highland, is the Town Council, pursuant to IC 36-1-2-9(5) and IC 36-5-2-2;

WHEREAS, The present general and permanent ordinances of the Town of Highland, formally codified in 2012, are in need of technical and substantive modifications not confined to any particular Title, Article or Chapter but nevertheless desirable to further improve and perfect the Code;

WHEREAS, Indiana Code 5-4-1 et sequitur sets forth provisions regarding faithful performance bonds; and,

WHEREAS, The Town Council, is persuaded that it is necessary and desirable to adopt the several technical and substantive modifications not confined to any particular Title, Article or Chapter to further improve and perfect the Code,

NOW, THEREFORE, BE IT HEREBY ORDAINED BY the Town Council of the Town of Highland, Lake County, Indiana, as follows:

**Section 1.** That the Highland Municipal Code, be hereby amended by repealing Section 2.35.060 and replacing it with a successor section styled as Section 2.35.060, which shall read as follows:

**2.35.060 Municipal officers and employees' bonds.**

(A) Except as otherwise provided by law or expressly indicated otherwise by ordinance of the unit, the clerk-treasurer shall, in the manner prescribed by IC 5-4-1, cause the purchase of a blanket bond in the sum of ~~\$30,000~~ \$60,000 payable to the town of Highland the State of Indiana, pursuant to IC 5-4-1-10, to be approved by the town council president;

(B) The bond shall be conditioned upon the faithful performance of all municipal officers, employees, commission members and persons acting on behalf of the local government including the municipal utilities, including the duty to comply with IC 35-44.1-1-1 and the duty to account properly for all monies and property received by virtue of the officers, or employee's service in the office or position;

(C) The premium upon said bond shall be paid from the proper funds of the municipality. Said bond may be executed with any recognized and responsible surety company authorized to do business in the state of Indiana, pursuant to IC 5-4-1 et seq.;

(D) The bond shall be filed in the office of the clerk-treasurer and recorded in the office of the recorder of Lake County, pursuant to IC [5-4-1-5.1](#).

**Section 2.** That the Highland Municipal Code, be hereby amended by repealing Section 2.20.030 and replacing it with a successor section styled as Section 2.20.030, which shall read as follows:

**2.20.030 Oath and bond.**

(A) Before any director of public works shall enter upon his duties, he shall be required to take and subscribe an oath of office;

(B) He ~~and~~ shall file an individual surety bond in the sum of Fifteen Thousand (\$15,000) dollars ~~established by the town council, payable to the State of Indiana, pursuant to IC 5-4-1-10 to the town;~~ such bond must be approved by the town council clerk-treasurer and conditioned upon the faithful performance of his the public works director's duties, including the duty to comply with [IC 35-44.1-1-1](#) and the duty to account properly for all monies and property received by virtue of the employee's service in the office or position;

(C) The premium upon said bond shall be paid by the town. Said bond may be executed with any recognized and responsible surety company authorized to do business in the state, pursuant to IC 5-4-1 et seq.

(D) The bond and oath shall be filed in the office of the clerk-treasurer and recorded in the office of the county recorder of Lake County.

(E) The individual surety bond described in this section shall be construed to satisfy the requirements of IC 8-1.5-3-5(c) to the extent that the public works director may serve as superintendent or manager of the water utility as described in HMC Section 12.05.060(A)(2)(c).

**Section 3.** That the Highland Municipal Code, be hereby amended by repealing Section 2.25.030 and replacing it with a successor section styled as Section 2.25.030, which shall read as follows:

**2.25.030 Oath and bond.**

(A) The chief inspector shall be a resident of the town of Highland, Lake County, Indiana.

(B) Before any chief inspector shall enter upon his duties, he shall be required to take and subscribe an oath of office;

(C) ~~and~~ The chief inspector shall file an individual surety bond in the sum of Fifteen Thousand (\$15,000) dollars ~~established by the town council, payable to the State of Indiana, pursuant to IC 5-4-1-10 to the town;~~ such bond must be approved by the town council clerk-treasurer and conditioned upon the faithful performance of his the building commissioner/chief inspector's duties, including the duty to comply with [IC 35-44.1-1-1](#) and the duty to account properly for all monies and property received by virtue of the employee's service in the office or position;

(D) The premium upon said bond ~~to~~ shall be paid by the town. Said bond may be executed with any recognized and responsible surety company authorized to do business in the state of Indiana, pursuant to IC 5-4-1 et seq.;

(E) The bond and oath shall be filed in the office of the clerk-treasurer of the town of Highland and recorded in the office of the county recorder of Lake County.

**Section 4.** That the Highland Municipal Code, be hereby amended by repealing subdivision (B) of Section 5.20.060 and replacing it with a successor section styled as subdivision (B) of Section 5.20.060, which shall read as follows:

**5.20.060 Enforcement officer.**

**(B) Oath and Bond.**

(1) Before any such ordinance inspector shall enter upon his/~~her~~ the office's duties, ~~he or she~~ the ordinance inspector shall be required to take and subscribe an oath of office and shall file an individual bond in the ~~minimum amount established by IC 5-4-1-18(e)(2),~~ sum of \$15,000 payable to the State of Indiana, pursuant to IC 5-4-1-10, to be approved by the town clerk-treasurer;

(2) The bond shall be conditioned upon the faithful performance of his/~~hers~~ the inspectors' duties, including the duty to comply with [IC 35-44.1-1-1](#) and the duty to account properly for all monies and property received by virtue of the employee's service in the office or position; ~~with such~~

(3) The premium on said bond ~~to~~ shall be paid by the town. ~~(2)~~ Said bond may be executed with any recognized surety company authorized to do business in the state.

- (4) ~~The bond, as well as the oath, shall be filed in the office of the clerk-treasurer and in the manner prescribed by IC 5-4-1-5.1 recorded in the office of the recorder of Lake County, pursuant to IC 5-4-1-5.1~~

~~(5)~~ (5) It is highly preferred but not required that the assistant ordinance inspector be a resident of the town.

**Section 5.** That the Highland Municipal Code, be hereby amended by repealing subdivision (B) of Section 15.15.010 and replacing it with a successor section styled as subdivision (B) of Section 15.15.010, which shall read as follows:

**15.15.010 Enforcement officer.**

(B) The assistant electrical inspector shall be a resident of the town. Before any such inspector shall enter upon ~~his~~ the office's duties, ~~he~~ the assistant electrical inspector shall be required to take and subscribe an oath of office and shall file ~~a~~ an individual surety bond in the sum of ~~\$8,500~~ \$15,000 payable to ~~the town,~~ the State of Indiana, pursuant to IC 5-4-1-10, to be approved by the town ~~council~~ clerk-treasurer;

- (1) ~~The bond shall be~~ conditioned upon the faithful performance of ~~his~~ assistant electrical inspector's duties, including the duty to comply with IC 35-44.1-1-1 and the duty to account properly for all monies and property received by virtue of the employee's service in the office or position;
- (2) The premium upon said bond ~~to~~ shall be paid by the town. Said bond may be executed with any recognized and responsible surety company authorized to do business in the state of Indiana.
- (3) ~~The bond and~~ oath shall be filed in the office of the clerk-treasurer of the town ~~and~~ ~~The bond shall be filed~~ and recorded in the office of the recorder of Lake County, pursuant to IC 5-4-1-5.1.

**Section 6.** That the Highland Municipal Code, be hereby amended by repealing subdivision (B) of Section 15.20.020 and replacing it with a successor section styled as subdivision (B) of Section 15.20.020, which shall read as follows:

**15.20.020 Enforcement officer – Assistant inspector for plumbing.**

(B) The assistant inspector for plumbing shall be a licensed plumber, licensed according to the laws and regulations of the state of Indiana.

- (1) In appointing an assistant inspector for plumbing, the appointing authority shall make an earnest and reasonable effort to seek an individual who is also a resident of the town who is qualified pursuant to the terms of this section for appointment when possible.
- (2) Before any such inspector shall enter upon his duties, ~~he~~ such inspector shall be required to take and subscribe an oath of office and shall file ~~a~~ an individual surety bond in the sum of ~~\$8,500~~ \$15,000 payable to ~~the town,~~ the State of Indiana, pursuant to IC 5-4-1-10, to be approved by the town clerk-treasurer;
- (3) The bond shall be conditioned upon the faithful performance of ~~his~~ the assistant inspectors' duties, including the duty to comply with IC 35-44.1-1-1 and the duty to account properly for all monies and property received by virtue of the employee's service in the office or position;
- (4) The premium upon said bond ~~to~~ shall be paid by the town. Said bond may be executed with any recognized and responsible surety company authorized to do business in the state of Indiana.
- (5) ~~The bond and~~ oath shall be filed in the office of the clerk-treasurer of the town, ~~The bond shall be filed~~ and recorded in the office of the recorder of Lake County, pursuant to IC 5-4-1-5.1.

**Section 7.** That the Highland Municipal Code, be hereby amended by repealing Section 11.05.080 and replacing it with a successor section styled as Section 11.05.080, which shall read as follows:

**11.05.080 Officers and employees bond.**

(A) The department through its superintendent shall, in the manner prescribed by IC 5-4-1, execute a blanket bond in the sum of ~~\$15,000~~ \$30,000 payable to ~~the town,~~ the State of Indiana, pursuant to IC 5-4-1-10, to be approved by the town ~~council~~ ~~president~~ clerk-treasurer;

(B) ~~The blanket bond shall be~~ conditioned upon the faithful performance of all departmental employees, including the superintendent, acting on behalf of the department and the local government, including the duty to comply with IC 35-44.1-1-1 and the duty to account properly for all monies and property received by virtue of the officers, or employee's service in the office or position;

(C) The premium upon said bond shall be paid from funds of the department. Said bond may be executed with any recognized and responsible surety company authorized to do business in the state of Indiana, pursuant to IC 5-4-1 et seq.;

(D) The bond shall be filed in the office of the clerk-treasurer and recorded in the office of the recorder of Lake County, pursuant to IC [5-4-1-5.1](#) and IC [36-10-3-16\(c\)](#).

**Section 8.** That the Highland Municipal Code, be hereby amended by repealing subdivision (I) of Section 11.15.010 and replacing it with a successor styled as subdivisions (I) and (J) of Section 11.15.010, which shall read as follows:

**11.15.010 Establishment of the Community Events Commission.**

(I) ~~The clerk-treasurer shall serve as the purchasing agent for the activities of the commission, pursuant to HMC [3.05.050\(D\)\(10\)](#) and IC [5-22](#) et seq. The premium upon said bond shall be paid from the fund established by Section 11.15.050 or any other proper fund of the municipality. Said bond may be executed with any recognized and responsible surety company authorized to do business in the state of Indiana, pursuant to IC 5-4-1 et seq;~~

(J) The bond shall be filed in the office of the clerk-treasurer and recorded in the office of the recorder of Lake County, pursuant to IC [5-4-1-5.1](#).

(K) The clerk-treasurer shall serve as the purchasing agent for the activities of the commission, pursuant to HMC [3.05.050\(D\)\(10\)](#) and IC [5-22](#) et seq.

**Section 9.** That this ordinance shall be effective from and after its passage and adoption, with any changes in the sums of the bonds to be effective after December 31, 2018, with such passage and adoption to be evidenced by the signature of the Town Council President and attested thereto by the Clerk-Treasurer, all pursuant to IC 36-5-2-10 and IC 36-5-2-10.2.

Introduced and Filed on the 9<sup>th</sup> day of July 2018. Consideration on same day or at same meeting of introduction sustained a vote of 4 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

**DULY ORDAINED and ADOPTED** this 9<sup>th</sup> Day of July 2018, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA

/s/ Mark A. Herak, President (IC 36-5-2-10)

Attest:

/s/ Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5; IC 36-5-2-10.2)

**4. Resolution No. 2018-28:** An Exigent Resolution Providing For The Transfer Of Appropriation Balances From And Among Major Budget Classifications In The Public Safety Local Income Tax (Lit) Fund As Requested By The Proper Officer And Forwarded To The Town Council For Its Action Pursuant To IC 6-1.1-18-6.

Councilor Kuiper moved the passage and adoption of Resolution No. 2018-28. Councilor Vassar seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The resolution was adopted.

TOWN OF HIGHLAND  
APPROPRIATION TRANSFER RESOLUTION  
RESOLUTION NO. 2018-28

AN EXIGENT RESOLUTION PROVIDING for the TRANSFER of APPROPRIATION BALANCES from and AMONG MAJOR BUDGET CLASSIFICATIONS in the PUBLIC SAFETY LOCAL INCOME TAX (LIT) FUND as REQUESTED BY THE PROPER OFFICER AND FORWARDED to the TOWN COUNCIL for its ACTION PURSUANT TO IC 6-1.1-18-6.

**WHEREAS**, It has been determined that certain exigent conditions have developed since adoption of the original budget and it is now necessary to transfer certain appropriations into different categories than were initially appropriated for the various functions of the **Public Safety Local Income Tax (LIT) Fund**;

**NOW, THEREFORE BE IT RESOLVED** by the Town Council of the Town of Highland, Lake County, Indiana as follows:

**Section 1.** That for the expenses of said municipality, the following appropriations are hereby transferred and set apart out of the funds hereinafter named for the purposes specified, subject to the laws governing the same, such sums herein transferred unless otherwise stipulated by law;

**Section 2.** That is has been shown that certain existing unobligated appropriations of the **Public Safety Local Income Tax (LIT) Fund**, which are not needed at this time for the purposes for which originally appropriated, and may be transferred to a category of appropriation in order to satisfy an existing need, as follows:

PUBLIC SAFETY LIT FUND

Reduce Account:		
249-0000-43007 Equipment SCBA		\$ 10,000.00
	<i>Total 400 Series Reductions:</i>	\$ 10,000.00
Increase Account:		
249-0000-21000 Motorola Radio Batteries		\$ 10,000.00
	<i>Total 200 Series Increases</i>	\$ 10,000.00
<b>Total of Fund Decreases:</b>		<b>\$ 10,000.00</b>
<b>Total of Fund Increases:</b>		<b>\$ 10,000.00</b>

**DULY RESOLVED and ADOPTED** this 9<sup>th</sup> Day of July 2018 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA**

/s/ Mark A. Herak, President (IC 36-5-2-10)

Attest:

/s/ Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

- 5. Authorizing the proper officer to publish legal notice of a public hearing:** to consider additional appropriations in the amount of \$50,000 in the Highland Downtown Allocation Area Fund, in the amount of \$15,000 in the Redevelopment General Fund and in the amount of \$475.35 in the Metropolitan Police Department of the Corporation General Fund.

Councilor Zemen moved to authorize the proper officer to publish legal notice for the public hearing as indicated. Councilor Vassar seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The proper officer was authorized to publish for the public hearing.

**Comments or Remarks from the Town Council:**  
*(For the Good of the Order)*

- **Councilor Bernie Zemen:** *Chamber of Commerce Co-Liaison • IT Liaison • Liaison to the Board of Waterworks Directors; Liaison to the Community Events Commission.*

*Special Acknowledgement.* With leave from the Town Council, Councilor Zemen acknowledged Mr. and Mrs. Ted and Kristy Shaw, daughters Maegan and Cameron, Molly Rebey, and Alivai Delevic who were present. He also noted Jainie Delevic who was not present. Councilor Zemen commended them for their initiative and generosity. Mrs. Shaw stated that she noted that the condition of the *Lakeside Subdivision Parkway* welcome sign at 100<sup>th</sup> Street and Kennedy Avenue was the subject of complaints on a noted Facebook page, styled *Highland, the Good and the Bad*.

Mrs. Shaw then reported that she and the others organized a group of volunteers and solicited donations of plantings from Dean's Landscaping and worked to refurbish and rejuvenate the parkway site. Councilor Zemen presented some gift cards from Dairy Queen to the children volunteers present and thanked all on behalf of the elected officers of the Town.

Councilor Zemen acknowledged and thanked the Community Events Commission and all the executive departments of the Town that had a hand in the recent Independence Day Festival and parade.

- **Councilor Dan Vassar:** *Liaison to the Park and Recreation Board.*

Councilor Vassar expressed thanks to the persons who refurbished the Lakeside Parkway.

Councilor Vassar also acknowledged and thanked the Community Events Commission and all the executive departments of the Town that had a hand in the recent Independence Day Festival and parade.

Councilor Vassar acknowledged the Parks and Recreation Superintendent, who offered a brief survey of programs in the Parks and Recreation Department, including the hosting of a Highland Girls Softball invitational tournament.

- **Councilor Steve Wagner:** • *Advisory Board of Zoning Appeals Liaison.*

Councilor Wagner was absent owing to a work commitment.

- **Councilor Konnie Kuiper:** • *Fire Department, Liaison* • *Chamber of Commerce Co-Liaison.*

Councilor Kuiper acknowledged the Fire Chief who reported on the success of the evacuation of the Main Square Park during the festival owing to lightning and heavy weather. It was noted that the Fireworks exhibition was cancelled owing to the sighting lightning and that it would be part of a double exhibition next year.

The Fire Chief also noted that the former Fire Chief of Griffith, Indiana, George Thiel, who retired from the position in 2012 after serving for 29 years, had recently died. He noted that the Highland and other neighboring Fire Departments would be participating in his memorial service.

- **Councilor President Mark Herak:** *Town Executive* • *Chair of the Board of Police Pension Trustees* • *Budget and Finance Chair* • *Liaison to the Board of Sanitary Commissioners* • *Town Board of Metropolitan Police Commissioners, Liaison.*

The Town Council President acknowledged the Clerk-Treasurer who reported that the draft budget calendar for FY 2019 was being completed. It would be reviewed by the Town Council President as Budget Chair and then transmitted to the several departments.

The Town Council President acknowledged the Building Commissioner, who reported on matters pending before the Advisory Board of Zoning Appeals.

The Town Council President acknowledged the Operations Director, who reported on the status of the Wicker Park Estates water main installation, branch collection and the presentation of a second list of street paving.

The Town Council President also expressed thanks to the persons who refurbished the Lakeside Parkway.

The Town Council President further acknowledged and thanked the Community Events Commission and all the executive departments of the Town that had a hand in the recent Independence Day Festival and parade.

**Comments from Visitors or Residents:**

1. Lydia Shotts, 10226 Kennedy Avenue, Highland, read a letter of thanks to the Town Council for its manner of executing the repair and repaving of Kennedy Avenue between Main Street and 45<sup>th</sup> Avenue.
2. Diane Roumbus, 2723 39<sup>th</sup> Place, Highland, thanked the Town Council for its hand in creating a quiet zone for the parade, restricting fire truck sirens. Mrs. Roumbus further thanked the Town Council President for his service as an elected public officer and his efforts to improve the Town.
3. Larry Kondrat, 8115 Fourth Place East, Highland, thanked the Town Council President for his apology which was read by him at the start of the meeting and made a part of the minutes. Mr. Kondrat thanked the Town Council for what he called its "teamwork."
4. Terry Steagall, 8577 Kleinman Road, Highland, restated opposition to the Maya Energy facility, and supplied some information about a recent meeting of the Little Calumet River Basin Development Commission (LCRBDC), which was considering an extension of a license for the facility, as it is proposed to be located on property under its ownership. Mr. Steagall opined that the ability to license the facility was outside the statutory authority of the LCRBDC. Mr. Steagall also renewed his request for the Town Council to consider passing a resolution expressing opposition to the facility.
5. Pat McCann, 8924 Cottage Grove Place, Highland, expressed her understanding that the Maja facility sought to locate in Chicago Heights, where it was rejected.

**Payment of Accounts Payable Vouchers.** There being no further comments from the public, Councilor Kuiper moved to allow the vendors accounts payable vouchers as filed on the pending accounts payable docket, covering the period June 26, 2018 through July 09, 2018. Councilor Vassar seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The accounts payable vouchers for the vendor docket was allowed, payments allowed in advance were ratified, and for all remaining invoices, the Clerk-Treasurer was authorized to make payment.

**Vendors Accounts Payable Docket:**

**General Fund, \$472,596.65; Motor Vehicle Highway and Street (MVH) Fund, \$25,865.14; Local Road and Street (LR&S) Fund, \$13,935.59; Law Enforcement Continuing Education and Equipment Fund, \$955.99; Corporation Bond and Interest Fund, \$218,568.00; Flexible Spending Agency (FSA) Fund, \$949.22; Insurance Premium Fund, \$156,041.06; Information Communications Technology Fund, \$4,000.00; Civil Donation Fund, \$482.00; Special Events Non Reverting Fund, \$291.84; Police Pension Fund, \$67,842.55; Cumulative Capital Improvement Fund, \$211.55; Traffic Violations and Law Enforcement Agency Fund, \$8,962.50; and Gaming Revenue Sharing Fund, \$2,866.27; Total: \$ 928,568.36.**

**Adjournment of Plenary Meeting.** Councilor Vassar moved that the plenary meeting be adjourned. Councilor Kuiper seconded. Upon a vote *viva voce*, the motion passed. The regular plenary meeting of the Town Council of Monday, July 09, 2018 was adjourned at 7:55 O'clock p.m.

Michael W. Griffin, IAMC/MMC/CPFA/CPFIM/CMO  
Clerk-Treasurer